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6/26/01
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Date:	June 19, 2001	Must Be Sent By:	
From:	Paul T. Bowen	Phone No:	(703) 905-2020
Total Pages: (including cover)	3 User No: 14270	C/M No:	009521/256642
To:	Examiner Huynh	Phone No:	
Company:		Fax No:	(703) 305-3579 or (703) 305-3580

Comments: Please deliver to Examiner Huynh immediately.

This Supplemental Response was filed yesterday and was supposed to be hand-delivered to you. In case you did not receive it yesterday, I'm forwarding a courtesy copy.
Thank you.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

JENDICK

Serial No.: 09/412,362 Group Art Unit: 3721

Filed: October 5, 1999 Examiner: L. Huynh

For: METHOD AND APPARATUS FOR MANUFACTURING MARKED ARTICLES TO BE INCLUDED IN CANS

* * * * *

June 18, 2001

SUPPLEMENTAL RESPONSE

Honorable Commissioner of
Patents
Washington, D.C. 20231

Sir:

Further to the Amendment After Final Rejection filed on May 22, 2001, please consider to the following comments.

Applicant received an Advisory Action dated May 31, 2001. In the Advisory Action, it is asserted that the May 22 Amendment has been entered but in Box 11, it is indicated that the claimed priority date has not been established because a copy of PCT/SE99/00692 has not been received. On June 13, Applicant's representative conducted a telephone conference with Examiner Huynh in which it was explained that the present application is an exact copy of the PCT application. On June 13, Applicant's representative hand-delivered a copy of the PCT Application to the Examiner.

On June 14, Examiner Huynh contacted the undersigned to explain that a formal request for reconsideration and an additional extension fee for the second month extension was required in order to formally consider Applicant's claim for priority. This Supplemental Response constitutes Applicant's formal request. The second month extension is also

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authorized, under protest. Payment of the fee is protested on the basis that finality of the January 23 Office Action should have been withdrawn based on filing of the May 22 Amendment. In particular, the Final Rejection was prepared on the improper premise that Applicant was not entitled to his Swedish priority date. The Patent Office denied Applicant's claim for priority based on the fact that U.S. Application Serial No. 08/069,200, which is not related to Applicant's priority claim, was abandoned. See the original Declaration, which claims priority from the PCT application, not the abandoned U.S. application. Accordingly, Applicant respectfully requests that $280 be refunded to deposit account no. 03-3975, order number 9521/256642.

Should Examiner Huynh have any questions or comments regarding this application, he is invited to contact the undersigned at the telephone number listed below.

Respectfully submitted,

PILLSBURY WINTHROP LLP

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